

UNITED STATES DISTRICT COURT  
IN THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MORTGAGE ELECTRONIC REGISTRATION  
SYSTEMS, INC., as nominee for InterBay  
Funding, LLC,

Plaintiff,

Case No.: 1:08-cv-00945  
Hon. Paul L. Maloney  
Chief U.S. District Judge

v

TAMMY CHURCH., CHARLES O. DAVIS,  
and the UNITED STATES OF AMERICA,

Defendants.

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**ORDER SETTING ASIDE ENTRY OF DEFAULT AND  
DISMISSING PLAINTIFF'S CLAIMS AS TO DEFENDANT,  
TAMMY CHURCH, WITHOUT PREJUDICE**

This matter having come before the Court on Plaintiff's Motion to Set Aside Default and Request for Dismissal of Claims as to Defendant, Tammy Church, Without Prejudice, and the Court being fully advised;

IT IS HEREBY ORDERED that the entry of default as to Tammy Church be and is hereby set aside;

IT IS FURTHER ORDERED that Plaintiff's claims against Tammy Church are hereby dismissed, without prejudice;

IT IS NOTED by this Court that this dismissal of the claims against Tammy Church imports finality to this Court's October 26, 2009 Opinion and Order Granting Defendant's Motion for Summary Judgment;

IT IS FURTHER NOTED by this Court that Plaintiff retains its right to appeal the above-referenced October 26, 2009 Opinion and Order and of any other order and/or ruling in this matter subject to appellate review;

This is a final order which resolves the last pending claim and closes this matter.

IT IS SO ORDERED.

Date: December 14, 2009

HON /s/ Paul L. Maloney

Hon. Paul L. Maloney  
Chief Judge, USDC – WD Michigan